

AMENDMENTS TO THE DRAWINGS

Applicant hereby withdraws the Request for Approval of Drawing Changes and the proposed amendments to Figures 1-5 submitted with the original reissue application.

REMARKS

Claims 1-31 are pending. By this Amendment, claims 25-29 are cancelled, no claims are amended, and no new claims not previously presented are added in this amendment paper.

Applicant thanks the Examiner for the allowance of claims 1-24, 30 and 31.

In order to ensure that all amendments are presented in proper form, Applicant has herein re-presented amendments to the specification and claims originally proposed in the Preliminary Amendment. With the exception of the cancellation of claims 25-29, all amendments to the claims are identical to those shown in the Preliminary Amendment. In addition, all amendments to the specification are identical, except for the withdrawal of the proposed amendments to the “DETAILS OF INVENTION” section and the withdrawal of proposed amendments to the drawings. To the extent necessary, the Office is directed to the chart showing specification support for each and every claim amendment that was presented beginning at page 15 of the Preliminary Amendment.

Response to Amendment

In the Office Action of June 27, 2007, the Examiner remarks that the Applicant has not explained how the original patent is wholly or partly inoperative or invalid by “reason of a defective specification or drawing.” In response, Applicant notes that only one error relied upon to support reissue must be stated by an Applicant. See MPEP 1414(II). While statements of each type of error an applicant believes to exist in the patent should be proffered in the declaration (see MPEP 1414(I)), “[a]pplicant need only specify in the reissue declaration one of the errors upon which reissue is based.” MPEP 1414(II). “Where applicant specifies one such error, the requirement of a reissue oath/declaration is satisfied.” Id. Hence, the request of the Office for Applicant to specify further errors is improper and should be withdrawn.

The Examiner further asserts that the requested insertion of several paragraphs at column 4, line 14 contains elements not recited in the original patent. Applicant traverses this assertion. Nevertheless, Applicant has withdrawn the proposed amendments to these sections of the specification and corresponding drawing amendments. Consequently, Applicant submits that no objection to the specification is warranted.

Regarding the comment that the reference numerals in the amended specification do not correspond to the reference numerals in the drawings, Applicant notes that a request for drawing amendments was made in the original application which would have made the reference numerals correspond. In that the specification amendments and the drawing amendments have been withdrawn, Applicant respectfully submits that this comment is rendered moot.

Claim Rejections Under 35 USC 112

Claims 25-29 were rejected as failing to comply with the written description requirement. These claims are said to recite limitations (i.e. "drive train" and "operator") not included in the original disclosure. Applicant respectfully traverses this rejection. These terms are contained in the amended specification, which would have been a simple rephrasing of the original disclosure for purposes of clarity. These use of these terms does not constitute new matter.

Nevertheless, to advance prosecution of the application, Applicant has canceled claims 25-29. Applicant respectfully submits that the rejection of claims 25-29 is rendered moot thereby and requests the rejection be withdrawn.

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,



Bradley J. Thorson
Registration No. 52,288

Customer No. 24113
Patterson, Thuente, Skaar & Christensen, P.A.
4800 IDS Center
80 South 8th Street
Minneapolis, Minnesota 55402-2100
Telephone: (612) 349.5756